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3736



PTO/SB/30 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/453109
	Filing Date	December 2, 1999
	First Named Inventor	Mark R. Prausnitz
	Art Unit	3736
	Examiner Name	M. J. Kremer
	Attorney Docket Number	BVTP-P01-539

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☒ Other Terminal Disclaimer

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 18-1945. I have enclosed a duplicate copy of this sheet.

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☒ Other Terminal Disclaimer Fee under 37 CFR 1.20(d)

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

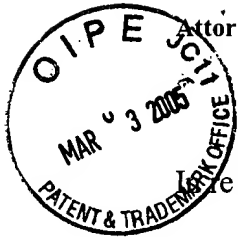
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Signature	<u>Lisa M. Treannie</u>	Date	February 28, 2005
Name (Print/Type)	Lisa M. Treannie	Registration No.	41,368

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

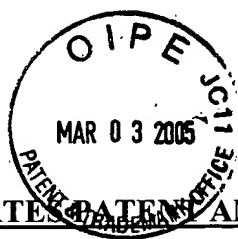
Dated: 2-28-05 Signature: Maura A. Gallagher (Maura A. Gallagher)

03/04/2005 HAL111 00000050 181945 09453109  
01 FC:2801 395.00 DA



Attorney Docket No.: BVTP-P01-539

U.S.S.N. 09/453,109



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Re Application of:

Prausnitz *et al.*

Serial No: 09/453,109

Filed: December 2, 1999

For: Microneedle Device for Withdrawal  
and Sensing of Bodily Fluids

Confirmation No.: 2183

Attorney Docket No. BVTP-P01-539

Art Unit: 3736

Examiner: Kremer, M. J.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

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2-28-05

Date of Signature  
and of Mail Deposit

Maura Gallagher  
Maura Gallagher

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUBMISSION TO ACCOMPANY REQUEST FOR CONTINUED EXAMINATION**  
**UNDER 37 CFR § 1.114**

Sir:

This Submission accompanies a Request for Continued Examination in connection with the above application. A Notice of Appeal was filed on July 27, 2004, and was received by OIPE on July 29, 2004. Applicants respectfully request a five-month extension of time for filing a Brief on Appeal. A Petition for Extension of Time and the appropriate fee are being filed concurrently. In lieu of filing a Brief on Appeal, Applicants are filing a Request for Continued Examination concurrently herewith. A Terminal Disclaimer is also filed herewith.

**Amendments to the Claims** are reflected in the listing of claims which begin on page 2 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.